MEETING OF THE BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

OPEN SESSION

Tuesday, February 12, 2002
5:15 P.M.-Closed Session, 7:30 P.M.-Open Session
Educational Support Services Building

I. PLEDGE OF ALLEGIANCE

II. SILENT MEDITATION IN REMEMBRANCE

III. AGENDA

Consideration of the agenda for February 12, 2002

IV. MINUTES

Consideration of the open and closed session minutes of January 14, 2002 Exhibit A

V. SUPERINTENDENT'S REPORT

VI. RECOGNITION OF ADMINISTRATIVE APPOINTMENTS FROM JANUARY 29, 2002 (Mr. Grimsley)

VII. REPORT

Report on Energy Performance Contracting (Dr. Krempel) (Mr. Pippin) Exhibit B

VIII. NEW BUSINESS

A. Consideration of consent to the following personnel matters: (Mr. Grimsley)

1. Resignations Exhibit C
2. Leaves of Absence Exhibit D
3. Appointment Exhibit E

B. Consideration of consent to the following contract awards: (Mr. Gay) Exhibit F

1. Contracted Services: Fencing (First One-Year Extension)
2. Contracted Services: Social Workers/Personal Assistants (Three-Year Bid)
3. Diplomas, Diploma Covers, and Certificates
4. Supplies Contract: HVAC Supplies (Five-Year Bid)

VIII. NEW BUSINESS (Cont.)

C. Consideration of consent to the following Building Committee recommendations: (Building Committee)

1.	Electrical Services for Major Maintenance Renovation Project – Battle Grove Elementary School	Exhibit G
2.	Major Maintenance Renovation Project – Riderwood Elementary School	Exhibit H
3.	Major Maintenance Renovation Project – Sandalwood Elementary School	Exhibit I
4.	Major Maintenance Renovation Project – Seven Oaks Elementary School	Exhibit J
5.	Fee Acceptance – Design Services for Systemic Renovations - Dundalk Middle School	Exhibit L
6.	Fee Acceptance – Design Services for Systemic Renovations - Franklin Middle School	Exhibit M
7.	Fee Acceptance – Design Services for Systemic Renovations - Parkville Middle School	Exhibit N
8.	Fee Acceptance – Design Services for Systemic Renovations - Stemmers Run Middle School	Exhibit O
9.	Fee Acceptance – Design Services for Systemic Renovations - Golden Ring Middle School	Exhibit P
10.	Request to Negotiate – ADA Building Surveys – Various Schools	Exhibit Q
11.	Change Order – Walk-in Refrigerator/Freezer Replacement Project – Eleven Schools	Exhibit R
12.	Change Order – Major Maintenance Renovation Project - Chase Elementary School	Exhibit S
13.	Change Order – Major Maintenance Renovation Project - Edmondson Heights Elementary School	Exhibit T
14.	Change Order – Major Maintenance Renovation Project – Featherbed Lane Elementary School	Exhibit U
15.	Change Order – Major Maintenance Renovation Project - Hawthorne Elementary School	Exhibit V

VIII. NEW BUSINESS (Cont.)

	16.	Change Order – Major Maintenance Renovation Project - Owings Mills Elementary School	Exhibit W
	17.	Change Order – Design Services for Major Maintenance Renovation Project – Timonium Elementary School	Exhibit X
	18.	Increase Contingency Authorizations for Major Maintenance Renovation Projects – Owings Mills Elementary School	Exhibit Y
W/D D.		Consideration of resolution regarding use of public funds for private education	(Mr. Teplitzky) Exhibit Z
E.		Consideration of school legislation	(Dr. Poff) Exhibit Z-1

IX. INFORMATION

Revised Rule 5420 – Health Services — Exhibit AA

X. ANNOUNCEMENTS

Next Board Meeting February 26, 2002
7:30 P.M. Greenwood

VIII. NEW BUSINESS (font.)

C. Consideration of consent to the following Building Committee recommendations: (Building Committee)

1.	Electrical Services for Major Maintenance Renovation Project - Battle Grove Elementary School	Exhibit G
2.	Major Maintenance Renovation Project - Riderwood Elementary School	Exhibit H
3.	Major Maintenance Renovation Project - Sandalwood Elementary School	Exhibit I
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17.	Change Order - Design Services for Major Maintenance Renovation Project - Timonium Elementary School	Exhibit X
18.	Increase Contingency Authorizations for Major Maintenance Renovation Projects - Owings Mills Elementary School	Exhibit Y
	Consideration of resolution regarding use of public funds for private education (exhibit to follow)	(Mr. Teplitzky) Exhibit Z

IX. INFORMATION

Revised Rule 5420 - Health Services — Exhibit AA

X. ANNOUNCEMENTS

Next Board Meeting — February 26, 2002
7:30 P.M. — Greenwood

TENTATIVE MINUTES

BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

Monday, January 14, 2002

The Board of Education of Baltimore County, Maryland, met in open session at 4:37 p.m. at Greenwood. President Donald L. Arnold and the following Board members were present: Ms. Maria R. Cirincione, Ms. Phyllis E. Ettinger, Mr. Thomas G. Grzymski, Ms. Jean M. H. Jung, Mr. Michael P. Kennedy, Ms. Janese Murray, and Mr. James R. Sasiadek. In addition, Dr. Joe A. Hairston, Superintendent of Schools, was also present.

Mr. Hayden entered the room at 4:38 p.m.

Mr. Arnold reminded Board members to contact Mrs. Zepp regarding their attendance at a national conference.

Mr. Sasiadek moved approval of allowing participation of the student board member in collective bargaining discussions. The motion was seconded by Mr. Kennedy and approved by the Board.

At 4:39 p.m., Mr. Sasiadek moved the Board go into closed session to discuss personnel matters and discuss matters relative to negotiations pursuant to the Annotated Code of Maryland, State Government Article, §10-508(a)(1) and (a)(9). The motion was seconded by Mr. Grzymski and unanimously approved by the Board.

CLOSED SESSION MINUTES

Mr. Grimsley and Board members discussed the appointments on tonight's agenda. The Board decided to amend this evening's appointment exhibit and consider the recommendation at this weekend's retreat when more information will be available.

Mr. Grimsley reported on the status of negotiations with two of the employee groups.

Mr. Arnold brought to the Board's attention a matter involving potential litigation.

At 5:50 p.m., Mr. Kennedy moved to adjourn the closed session for a brief dinner recess. The motion was seconded by Mr. Sasiadek and approved by the Board.

The Board hosted the Citizens Advisory Committee for Special Education for dinner.

OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 7:43 p.m. at Greenwood. President Donald L. Arnold and the following Board members were present: Ms. Maria R. Cirincione, Ms. Phyllis E. Ettinger, Mr. Thomas G. Grzymski, Mr. John A. Hayden, III, Ms. Jean M. H. Jung, Mr. Michael P. Kennedy, Ms. Janese Murray, and Mr.

OPEN SESSION MINUTES (Cont.)

James Sasiadek. In addition, Dr. Joe A. Hairston, Superintendent of Schools; staff members; members of various civic, employee, and community organizations were present as was the media.

PLEDGE OF ALLEGIANCE

The open session commenced with the Pledge of Allegiance to the Flag, which was led by Ms. Lora Williams, President of American Federation of State, County, and Municipal Employees, Local 434, and a period of silent meditation for those who have served education in the Baltimore County Public Schools.

Mr. Arnold extended the Board's appreciation to Ms. Williams and her colleagues for safely transporting students to school last Wednesday when unexpected freezing rain fell in the area.

MINUTES

Hearing no corrections or additions to the open and closed minutes of November 20, 2001, and December 4, 2001, Mr. Arnold declared the minutes approved as presented.

Mr. Arnold informed the audience of the various sessions in which Board members had participated earlier in the afternoon.

SPECIAL ORDER OF BUSINESS

Mr. Arnold presented a Commission from Governor Glendening to newly-appointed Board member Janese Murray.

Mr. Arnold thanked the school nurses for providing dessert at tonight's dinner.

SUPERINTENDENT'S REPORT

Dr. Hairston announced the selection of Carol Costante, Specialist in the Office of Health Services, as the National School Nurse Administrator of the Year by the National Association of School Nurses.

Dr. Hairston also announced that Bonnie Block, Child Care Liaison in the Department of Student Support Services, has been informed that two stories she wrote will be included in the upcoming book, "Chicken Soup for the Teacher's Soul." The book is scheduled to be released in April.

Finally, Dr. Hairston informed the audience that Carol Adams, Art teacher at Ridgely Middle School, has been selected by the National Art Education Association to receive the

SUPERINTENDENT'S REPORT (Cont.)

national Junior Art Honor Society Sponsor of the Year Award. The award will be presented at the national convention in March 2002.

RECOGNITION BY BALTIMORE COUNTY ASSOCIATION OF SCHOOL NURSES

The Baltimore County Association of School Nurses (BCASN) recognized the support of the Board of Education of Baltimore County. In a resolution read by Association President Marilyn Healy and presented to Board President Donald Arnold, the BCASN dedicated January 23, 2002, National School Nurse Day, to the Baltimore County Board of Education. Ms. Becky Ferguson, Treasurer of BCASN, was also present for the presentation.

RECOGNITION OF ADMINISTRATIVE APPOINTMENT

Mr. Randall Grimsley recognized Mr. Philip Byers, whose appointment to Assistant Principal at Arbutus Elementary School, was approved at the December 18th Board meeting.

REPORTS

The Board received the following reports:

Report on Parent Support Services-Through a Power PointTM presentation, Mrs. Marchione provided an overview of the Parent Support Services Program. The program's components and standards were reviewed.

Mr. Kennedy noted the need in some schools for promoting a more welcoming environment for parents.

B. Superintendent's Proposed Operating Budget - Fiscal Year 2003 Dr. Hairston recognized the successful and effective relationship between the Superintendent and County Executive. He noted that between FY96-FY02, Baltimore County Public Schools has enjoyed a budget growth of 42%.

The total general fund request for FY03 is $806,283,994. Dr. Hairston noted the proposed budget was designed to sustain existing programs and services. Some highlights of the proposed budget include:

- All-day kindergarten classes at Edmondson Heights and Victory Villa Elementary Schools,
- Expansion of the prekindergarten program to Chadwick and Winand Elementary Schools,
- A disaster recovery plan for essential BCPS data,

REPORTS (Cont.)

REPORTS (Cont.)$8.6 million for increments and longevities,
- $15.2 million to maintain existing levels of benefits and insurance for employees, and
- $4.3 million for non-public placements.

Mr. Arnold announced that on January 22nd at 7:00 p.m., the Board would conduct its public hearing on the proposed budget at the Ridge Ruxton School. The snow date will be January 28th. He also announced the date of the Board's work session on the proposed budget - January 30th at 7 p.m. at Greenwood. The snow date will be January 31St at 7:30 p.m.

C. Report on the Proposed County Capital Budget Request - Fiscal Year 2003-Mr. Haines noted the proposed budget request for $30,132,000 reflects real funding realities. He also stated the budget must meet State and County requirements.

In describing the revenues to fund the request, Mr. Haines pointed out there currently exists $26,805,000, in capital funds, issued by the County for FY02-03. Baltimore County Public Schools will also compete with other jurisdictions for money available from the Federal School Renovation Program, which is a grant program. Thirdly, there is also money available from the reallocation of capital funds in the amount of $1,773,000.

Mr. Kennedy urged staff to communicate with the PTA's and administrators whose school renovations will be delayed or are not included in the proposal. He asked that they be assured the school system is doing the best it can.

PERSONNEL, MATTERS

On motion of Mr. Kennedy, seconded by Ms. Ettinger, the Board approved the personnel matters as presented on Exhibits D-1, E, F, G, and H. (Copies of the exhibits are attached to the formal minutes.)

CONTRACT AWARDS

On motion of Mr. Kennedy, seconded by Mr. Sasiadek, the Board approved items 1 and

1. Contracted Services: Boiler Cleaning - Increase of Award

2. Outward Bound Program: Chase Elementary School

BUILDING COMMITTEE

The Building Committee, represented by Mr. Kennedy, recommended approval of items 1-4 and 9-11. The Board approved these recommendations. Items 5-8 were withdrawn.

1. Networking/Electrical Update - Dumbarton Middle School

2. Traffic Signal Installation - New Town High School

3. New Gas and Electric Service - New Town High School

4. Science Classroom Renovations - Sollers Point/Southeastern Technical High School

9. Request to Negotiate - Consultant Design Services - Proposed Windsor Mill Middle School

10. Change Order - Running Track Replacement - Catonsville High School

11. Increase Contingency Authorizations for Major Maintenance Renovation Projects - Various Schools

ANNOUNCEMENTS

Mr. Arnold made the following announcements:

On Wednesday, January 16, 2002, the Southwest Area Educational Advisory Council will meet at Lansdowne High School at 7:30 p,m.

D Schools and offices will be closed Monday, January 21, 2002, in observance of Martin Luther King, Jr.'s, birthday.

On Tuesday, January 22, 2002, the Board will conduct its public hearing on the proposed operating budget at 7:00 p.m. at the Ridge Ruxton School. The snow date will be Monday, January 28, 2002. The Board's work session on the proposed operating budget will be held on Wednesday, January 30, 2002, at 7:00 p.m. at Greenwood. The snow date will be January 31st at 7:30 p.m.

Also on Tuesday, January 22, 2002, the Southeast Area Educational Advisory Council will meet at Berkshire Elementary School at 7:30 p.m.

Y On Wednesday, January 23, 2002, the Northwest Area Educational Advisory Council will meet at Timber Grove Elementary School at 7:30 p.m.

ANNOUNCEMENTS (Cont.)

The next regularly scheduled meeting of the Board of Education of Baltimore County will be held on Tuesday, January 29, 2002, at Greenwood. The meeting will begin with an open session at 5:15 p.m. After the Board adjourns to meet in closed session, followed by a brief dinner recess, the open meeting will reconvene at 7:30 p.m. The public is welcome at all open sessions.

Mr. Arnold reminded the audience to refrain from discussing personnel matters or any other matters that might come before the Board in the way of an appeal.

Ms. Jung noted the extraordinary spirit displayed by the staff, students, and families of Middlesex and Battle Grove Elementary Schools in welcoming Hawthorne Elementary School students and staff a few months ago. She stated that a number of central office administrative and supervisory staff substituted in classrooms while the Hawthorne teachers moved back into their building, preparing their classrooms for the students' return.

Ms. Jung shared a story about a Baltimore County high school teacher who developed Scrabble tournaments for his students so there would be creative learning taking place the day before Winter Break.

Ms. Jung expressed her pride in Baltimore County Public Schools for hiring a blind teacher, released by a neighboring jurisdiction, and a teacher who is quadriplegic and assisted by a service dog.

PUBLIC COMMENT

Ms. JoLynn Chadwick, Chair of the Citizens' Advisory Committee for Gifted and Talented Education, informed the Board that at the group's November meeting, representatives from local colleges and businesses met with middle school parents and students to discuss how colleges and employers evaluate students for admission or employment in today's world. She shared some of the feedback received.

Ms. Teresa LaMaster, Chair of the Citizens' Advisory Committee for Special Education, thanked the Board for hosting the Committee for dinner. She also thanked the nurses for providing dessert at tonight's dinner and congratulated them on School Nurse Day. Ms. LaMaster recognized the important role nurses play in the lives of children with disabilities. With respect to the Parent Support Services Program, she commended the Resource Center at White Oak for its assistance to parents. Ms. LaMaster urged the Board to inquire about the money allocated in the proposed operating budget for non-public placement and the number of students it serves. It is her opinion that money spent in this area may not be the most effective use of school system resources.

Ms. Maggie Kennedy, Coordinator of the Area Educational Advisory Councils, expressed the advisory councils' support for the proposed operating and capital budgets and

PUBLIC COMMENT (Cont.)

pledged to work with the Board and County authorities to achieve full funding. She thanked the Board and staff for an informative meeting involving all area councils, and she thanked school nurses for the support they give to students, parents, and staff every day. With respect to the new federal initiatives, Ms. Kennedy requested that the public be kept informed of the amounts of funding, how it will be distributed, and how it will impact Baltimore County Public Schools.

Ms. Meg O'Hare, Chair of the Northeast Area Educational Advisory Council, welcomed Ms. Murray to the Board. She stated the recent meeting with the Board was productive. Ms. O'Hare commended Sue Hahn for her work on the Parentmobile and getting parents involved in their children's education. She also noted that an advisory council member recently received her teaching degree and is now teaching at Red House Run Elementary School. Ms. O'Hare noted the excellent presentation given by Ms. Lichter and Ms. Donlon on the elementary reading series at the January meeting. Finally, Ms. O'Hare gave her perspective on the Middle School Task Force.

Ms. Paula Simon, President of the Council of Administrative and Supervisory Employees (CASE), informed the Board it would be receiving, in the near future, a summary of CASE's priorities. She also advised the Board that she would testify at next week's budget hearing on the issue of equity.

Ms. Laura Nossel, President of the PTA Council of Baltimore County, extended the Council's appreciation for the recent dinner and discussion with the Board. She stated that public money should be used for public education. Ms. Nossel stated that this past weekend, PTA executive members discussed the group's priorities, goals, and the direction the organization needs to take. This list will be forwarded to the Board upon completion. Ms. Nossel thanked Junior Achievement for hosting this work session. Finally, she questioned how the budget information would be disseminated to schools.

Mr. Mark Beytin, President of the Teachers Association of Baltimore County, praised the Hawthorne Elementary School teachers for their *efforts* in the move back to their building. He also thanked the school system for its support and the substitutes who covered classrooms while teachers were packing. Dr. Hairston was thanked for visiting Hawthorne Elementary. Mr. Beytin spoke of TABCO's recent Martin Luther King, Jr. dinner and thanked Dr. and Mrs. Hairston for attending. He announced the results of the Perception Survey should be available before the end of the month. With regard to the proposed operating budget, Mr. Beytin shared his concern about the lack of monetary incentive for new teachers to return.

Ms. Donna Brigman, Special Education Liaison at Western School of Technology, asked the Board to fund the construction of two walls in the Special Education area of the school to provide a quieter learning experience for the students.

PUBLIC COMMENT (Copt)

Ms. Joanne Armstrong, President of the School Library Media Association, asked the Board to fund the budget request for librarian positions for this school year in order to meet Maryland State Department of Education standards.

At 9:33 p.m., Mr. Kennedy moved to adjourn the open meeting. The motion was seconded by Mr. Hayden and approved by the Board.

Respectfully submitted,

Joe A. Hairston
Secretary-Treasurer

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BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: ENERGY PERFORMANCE CONTRACTING

ORIGINATOR: Donald F. Krempel, Ph.D, Executive Director of Facilities

RESOURCE PERSON(S): Kevin Pippin

RECOMMENDATION

To gain support from the Board members to move forward with presenting the Energy Performance Contracting plan to the County Budget Office for their approval.

DFK/j ad

Appendix I - Presentation

BALTIMORE COUNTY PUBLIC SCHOOLS

ENERGY PERFORMANCE CONTRACTING PROPOSAL
REPORT TO THE MEMBERS OF THE BOARD OF EDUCATION

Baltimore County Public Schools (BCPS) is constantly challenged to make the best decisions pertaining to the management of 15 million square feet of aging school buildings. Maintenance of our infrastructure competes for funding with other worthwhile projects. Sometimes capital spending is deferred due to tax revenue shortfalls. This results in a less than ideal learning environment and increased operating costs.

Over the past two years, an aggressive capital spending program has made significant progress in addressing aging building issues. Replacement of heating systems, upgrade of electrical and fire alarm systems, hazardous materials abatement, information technology infrastructure, and other renovation projects are near completion in 45 Phase I elementary schools. Construction will start in 47 Phase II schools this spring. Since these projects were funded, construction costs have risen, and unforeseen work was encountered. As a result, some items have been deferred or eliminated from the scope of work, such as window replacements.

Phase III of the Major Maintenance/Renovation project is beginning the design phase now. Based on the experience in Phases I and III, the current scope of work does not include certain items due to budget constraints. In order to include all of the needed repairs in the project, the Division of Facilities is proposing that BCPS take advantage of Energy Performance Contracting.

Energy Performance contracting will allow sections of the work that provide energy savings to be paid for with operating funds that would otherwise be used to pay for energy. The work is financed through a lease purchase instead of capital funding.

The schools included in Phase III are Dundalk Middle, Franklin Middle, Golden Ring Middle, Parkville Middle, and Stemmers Run Middle. Under the current budget, the following items are not funded: bathroom partitions, ceilings, floor tile, door replacements, lockers, paving and related site work, and chalk boards.

It is estimated that approximately $1,_500,000 can be invested in energy conservation measures, which are currently included in the scope, in the five Phase III schools. This includes items such as building automation systems, energy efficient lights, and energy efficient motors. The $1,500,000 will be repaid with energy savings over the next seven to ten years. This will allow $1,500,000 in capital funds to be reallocated for items that are not covered under the current design scope. During the engineering phase of the performance contract, the exact payback and contract price will be determined.

Energy performance contracting finances certain capital projects through a lease purchase and uses the energy savings generated by the projects to repay the loan. Energy performance contracting is budget neutral. This is a concept that has been used over the past 15 years, with varying degrees of success, throughout the world as well as in BCPS.

The process has evolved significantly since 1992, when the Federal Government started using energy performance contracting to improve the energy efficiency of its buildings. Since 1998, the Maryland State Department of General Services has used energy performance contracting to fund energy-related improvements to state buildings. Various Maryland county school systems have used energy performance contracting, or have recently entered into contracts, including Anne Arundel, Montgomery, Carroll, and Harford Counties.

BCPS will use the coop provisions of the Maryland State contract. The five approved state vendors have been interviewed, and the vendor that best meets the needs of BCPS will be selected.

In 1996, BCPS used energy performance contracting to invest $1,126,000 in lighting retrofits, building automation, and other energy conservation measures in three schools (General John Stricker Middle, Fullerton Elementary, and Chesapeake High). The annual guaranteed savings was $202,000. The actual annual savings was $212,716. This program was completed in 2001.

BCPS has the opportunity to move forward with a plan that will put more capital improvements in school infrastructure without negatively impacting the budget. The learning environment will improve, and operating costs will be reduced.

In order to move forward, the county budget office will have to commit to fund the utility budget to include energy costs and the lease purchase payment. Since the energy savings is guaranteed to equal the loan payment, this initiative will be budget neutral. There is also a $10,000,000 annual maximum amount that a municipality can finance through a lease purchase. The Energy Performance Contract amount will reduce the total amount of lease purchase financing available for other projects, such as school bus purchases.

The goal of this presentation is to gain support from the Board members to move forward with presenting this plan to the County Budget Office for their approval. The Energy Performance Contract requires that the County Finance Office approve the lease purchase financing and commit to fund the utilities budget.

Exhibit

BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204

February 12, 2002

RESIGNATIONS

ELEMENTARY – 1

Seneca Elementary School
Katrina D. Williams, 02/05/02, 2. 6 yrs.

SECONDARY – 2

Old Court Middle School
Robert Vallerschamp, 01/03/02, 2 days

Woodlawn Middle School
Barbara G. Simmons, 01/21/02, 5 mos.

AMENDED (Board Agenda January 14, 2002)

Kelly B. Spillane, 01/25/02, 2.5 yrs. (Years of Service)

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: **January 22, 2002**

TO: **BOARD OF EDUCATION**

FROM: **Dr. J. Hairston, Superintendent**

SUBJECT: **Recommendations for Award of Contracts**
Board Exhibit – February 12, 2002

ORIGINATOR: **Robert Haines, Deputy Superintendent of Business Services**

RESOURCE PERSON(S): **Patrick Fannon, Controller; Richard Gay, Purchasing Manager**

RECOMMENDATION

That the Board of Education approves the recommendations for award of contracts Board Exhibit for the February 12, 2002 board meeting.

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See the attached list of contract recommendations presented for consideration by the Board of Education of Baltimore County.

MA/xxx

Appendix I – Recommendations for Award of Contracts – Board Exhibit

Recommendations for Award of Contracts
Board Exhibit – February 12, 2002

The following contract recommendation is presented for consideration by the Board of Education of Baltimore County.

1. **Contracted Services: Fencing** — **Estimated Award Value: $30,000**
First One-Year Extension — **P & H Fencing, Inc.**
Contract # 40171

The Baltimore County Government approved contract # 40171 for fencing services on May 1, 1999. The Baltimore County Public Schools Board of Education approved this contract for the first time on March 13, 2001. These services are used by the Offices of Engineering and Construction and Maintenance on an "as needed" basis for fence installation. The majority of fencing is self-performed by the BCPS grounds personnel, therefore, only a limited amount of fencing is performed by non-BCPS personnel.

The estimated award value for the one-year extension is $30,000. Contract pricing consists of $19.80 per hour for skilled installers, $9.40 for unskilled laborers and a 15% mark-up on parts.

In accordance with the terms and conditions of the contract, award of extension of contract is recommended for the first of four one-year extensions to **P & H Fencing, Inc., White Marsh, MD**. Funding for these services will be provided by the Offices of Engineering and Construction and Maintenance.

2. **Contracted Services: Social Workers/** — **Estimated Yearly Value: $600,000**
Personal Assistants — **Estimated Award Value: $1,800,000**
Three-Year Bid
Contract # 2-277-02

A three-year bid to provide personal assistants for behavior support, licensed counseling services and tutoring services for students ranging in age from three to 21 was issued November 15, 2001 to18 vendors. A provision for two one-year extensions was contained in the specifications. The cost of the contract extension will be based on the percentage change of the C.P.I. (Consumer Price Index) for the 12 months preceding the contract renewal. Responses were received from the five vendors listed below.

Vendor	1.0 Counseling Hour Fee	2.0 P.A. Support Hour Fee	2.0a P.A. Living Skills Hour Fee	3.0 Tutoring Hour Fee
Essential Care Employment Agency, Baltimore, MD	**No Bid**	**$12.00**	**$12.00**	**No Bid**
MANSEF, Baltimore, MD	**$60.00-90.00**	**$14.00-25.00**	**$14.00-25.00**	**$50.00-60.00**
Personal Touch, Towson, MD	**No Bid**	**$14.90**	**$14.90**	**No Bid**
Social Service Consultants, LTD, Ellicott City, MD	**No Bid**	**$10.95-11.20**	**$10.95-11.20**	**No Bid**
Support Network Inc., Baltimore, MD	**$32.00**	**$15.50**	**$15.50**	**$20.00**

Each year, the Special Education Department contracts with a variety of vendors to obtain additional staffing and services for students who require such additional educational services in order to meet the minimum requirement of a free and appropriate public education. These students have IEP's (Individual Education Plan). A school team makes the recommendation that additional services may be needed to implement the IEP in a public school setting. Often schools are unable to find individuals who are able to provide these services. BCPS, therefore, contracts with various vendors to provide the necessary staff to fulfill the student's IEP.

Based on the current volume of contracted service requests, awards of contract are recommended to all bidders. Services will be employed on the basis of lowest rates as first choice depending on the bidder's availability; therefore, this necessitates a range in pricing versus a fixed price. Funding will be provided through the operating budget of the Office of Special Education.

3. Diplomas, Diploma Covers and Certificates **Estimated Award Value $22,016**
Contract #4-412-02 **Jostens, Inc.**

A bid for the purchase and printing of diplomas, diploma covers and certificates was issued on December 6, 2001 to seven vendors. Proposals were received from 2 vendors.

Jostens, Inc. Redwing, MN **$22,016.00**
Prices: Diplomas $ .79/ea; Diploma Covers, $2.04/ea; Certificates, $.79/ea

Herff Jones, Inc., Olyphant, PA $22,426.00
Prices: Diplomas $.80/ea; Diploma Covers, $2.10/ea; Certificates, $.80/ea

Award of contract is recommended to the lowest bidder meeting all specifications, **Jostens, Inc., Redwing, MN**, in the estimated amount of $22,016. Funding will be provided by the Office of Standardized Testing and Student Data.

4. **Supplies Contract: HVAC Supplies** **Estimated Yearly Value: $350,000**
Five-Year Bid **Estimated Award Value: $1,750,000**
Contract #3-316-02

A five-year bid was issued to 23 vendors on December 6, 2001, for various HVAC supplies. Proposals were received from 7 vendors. The specifications, developed in conjunction with the Office of Maintenance and the bidders at a pre-bid meeting, were designed to obtain firm fixed pricing for specified products required to maintain the HVAC systems throughout the schools and offices. All pricing is to be held firm for the first year of the contract. After that time period, the vendors may request an increase in price by providing 90 days prior notice and documentation that the manufacturer is increasing their price by the amount of the requested increase.

Award of contract is recommended to the following responsive and responsible vendors offering the lowest aggregate price per manufacturer and/or product.

Award Bidders	**Products**
Lange Electric Co. **Baltimore, MD**	Fafnir, FASCO, Furnas, G. E., Gould, McDonnell & Miller, Pulleys (Pick-up), and Universal Electric
R & J Supply, Inc. **Hyattsville, MD**	Fireye (delivered), Gordon Piatt Burner, Rayburner (delivered), and Pulleys (delivered)
M & M Controls, Inc. **Timonium, MD**	Fireye (Pick-up), Honeywell Controls, and Johnson Controls
Complete Boiler System **Millersville, MD**	Monarch
Electric Motor Repair Co. **Baltimore, MD**	Magnetek-Century

The estimated five-year award value for this contract is $1,750,000 based upon historical purchase of these products. Funding will be provided by the operating budget of the Office of Maintenance.

Revised 2/13/02

Exhibit

BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204

February 12, 2002

LEAVES

ACADEMIC LEAVES

GERMAINE R. BOUIE – Hebbville Elementary School (Instructional Assistant)
Effective January 4, 2002 through June 30, 2002

CHILD REARING LEAVES

JAYNE M. COX – On Leave
Effective February 14, 2002 through October 17, 2003

EMILY C. KILCULLEN – Perry Hall Middle School
Effective March 2, 2002 through August 19, 2002

NICOLE D. LEGLER – Colgate Elementary School
Effective March 16, 2002 through March 16, 2004

TRACY S. PRATT – Winfield Elementary School
Effective March 19, 2002 through August 18, 2002

PERSONAL ILLNESS LEAVE

ALEXZINE YOUNG – Woodlawn High School (Building Service Worker)*
Effective November 2, 2001 through May 2, 2002

UNUSUAL OR IMPERATIVE LEAVES

DEANA GRABOWSKI – Perry Hall Elementary School
Effective January 14, 2002 through June 30, 2002

NINA B. WITTHAUER – Red House Run Elementary School
Effective January 11, 2002 through June 30, 2002

EXTENSION OF CHILD REARING LEAVES

PATRICIA A. MUTASCIO – On Leave
Effective July 1, 2002 through June 30, 2003

KELLEY C. RYAN – On Leave
Effective February 23, 2002 through June 30, 2002

* Non-member Maryland State Retirement System & Pension System

Exhibit

BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204

February 12, 2002

RECOMMENDED APPOINTMENT

NAME	FROM	TO
SARA M. BROWER (Effective February 13, 2002)	Mentor Shady Spring Elementary School	Assistant Principal Rodgers Forge Elementary School

(Replacing Amy Glasl, Child Rearing Leave)

DOP: 2/13/2002

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Award of Contract - Electrical Services for Major Maintenance Renovation Project at Battle Grove Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves an Award of Contract.

Electrical Services for Major Maintenance Renovation Project at Battle Grove Elementary School - Phase I School.

Appendix I - Recommendation for Approval of an Award of Contract

Appendix I

Recommendation for Approval of an Award of Contract for Electrical Services for the Major Maintenance Renovation Project at Battle Grove Elementary School
February 12, 2002

In order to complete the Major Maintenance Renovation Project at Battle Grove Elementary School, it has become necessary to incorporate additional electrical support for the new IT wiring. This additional work includes the provision and the installation of all necessary raceways, conduit, wiring, and receptacles for a fully operational system. In order to complete this work, the Department of Physical Facilities requests approval to utilize one of our current on-call electrical contractors.

The Department of Physical Facilities has received a proposal from the The Crown Electric Company in the amount of $30,300.00 to complete the additional scope of work. This cost has been reviewed by our consultant for this project and negotiations are on-going. Based upon this review, we recommend approval of an award of contract in the not-to-exceed amount of $30,300.00 with The Crown Electric Company to provide the electrical support for the new IT work to meet State standards.

Funding for this work is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Award of Contract - Major Maintenance Renovation Project at Riderwood Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction
Phillip E. Schied, Program Manager, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves an award of contract.

Major Maintenance Renovation Project at Riderwood Elementary School - Phase II School.

Appendix I - Recommendation for Award of Contract

Appendix I

Recommendation for Award of Contract
Major Maintenance Renovation Project - Riderwood Elementary School
February 12, 2002

On January 29, 2002, seven (7) bids were received for the Major Maintenance Renovations at Riderwood Elementary School, Bid #3DI-REN2-161A. This project consists of renovations and upgrades to the existing heating, electrical and plumbing systems at this school. A summary of the bids is attached. Based on the bids received, the Department of Physical Facilities recommends an award of contract to North Point Builders, Inc., the lowest responsive bidder, in the amount of $2,295,000.00.

At this time, we are also requesting a 5% Change Order Allocation in the amount of $114,750.00 to cover any unforeseen conditions and minor changes to the contract, to be authorized and approved by the Building Committee in accordance with Board Policy.

Funding for this project is available from the Capital Budget Project #665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

Baltimore County Public Schools Renovation Program
Riderwood Elementary School
Bid Number: 3DI-REN2-161A
Bid Due Date: January 29, 2002 @ 11:00 AM

	Bidder's Name						
	North Point Builders, Inc.	Gladwynne Construction	John E. Day Associates	Phillips Way, Inc.	Orfanos Contractors	McAlister Schwartz	James W. Ancel, Inc.
Base Bid Price:	**$1,796,000.00**	$1,647,000.00	$1,834,000.00	$1,940,000.00	$1,915,000.00	$1,700,000.00	$1,835,000.00
Alternates:							
Alternate # 1: *Provide new plumbing fixtures as indicated on the Drawings.*	**$129,000.00**	$95,000.00	$95,000.00	$71,000.00	$152,000.00	$132,500.00	$75,000.00
Alternate # 2: *Include all hydronic piping, unit ventilators, unit ventilator controls, associated electrical wiring and connections throughout the entire building, and all associated related work to include, HAZMAT abatement known and assumed with associated work; associated structural work at louver penetrations including but not limited to steel lintels; solid grouting full height of wall and each side of lintel bearings; associated masonry work at existing, modified and new penetrations; associated casework and/or unit ventilator shelving; all interior and exterior finishes related to and adjacent to new work.*	**$218,000.00**	$365,000.00	$246,000.00	$192,000.00	$228,000.00	$445,500.00	$350,000.00
Alternate # 3: *Include three (3) roof mounted Air Handling Units (two are located above the cafetorium and the third is located above the gymnasium), associated structural modifications, associated utilities connections and controls, associated ductwork, controls and equipment, associated modifications to roof system due to penetrations; and all associated finishes including the painting of all exposed ductwork.*	**$152,000.00**	$189,000.00	$197,000.00	$182,000.00	$130,000.00	$162,900.00	$225,000.00
Base Bid Plus Alternates # 1, # 2, & # 3:	**$2,295,000.00**	$2,296,000.00	$2,372,000.00	$2,385,000.00	$2,425,000.00	$2,440,900.00	$2,485,000.00

Riderwood Elementary School Base Bid Includes: FINISHES: Replace selected ceilings; patch selected vinyl tile + DOORS & WINDOWS: Replace selected exterior doors; close up louver in classroom doors + EQUIPMENT: Replace cafeteria service-line equipment; replace selected food service equipment + LIFE SAFETY: Install sprinkler system; modify fire alarm system; replace emergency lighting + PLUMBING: Replace water heater; install new water service; replace selected portions of domestic water piping; gas service upgrade + ELECTRICAL: Replace selected lighting; replace selected panel boards and feeders; install additional computer power outlets; replace selected receptacles and wiring + HEATING & VENTILATION: Replace existing boilers with hot water boilers; install automatic temperature control system; replace unit ventilators; replace heat distribution piping; replace chiller + IT: Install computer data wiring & network equipment; install video distribution system + ADA UPGRADES: Replace selected fixtures, hardware, handrails and partitions in a Boy's and a Girl's gang bathrooms; install new serving line with correct ADA clearances.

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Award of Contract - Major Maintenance Renovation Project at Sandalwood Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction
Phillip E. Schied, Program Manager, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves an award of contract.

Major Maintenance Renovation Project at Sandalwood Elementary School - Phase II School.

Appendix I - Recommendation for Award of Contract

Appendix I

Recommendation for Award of Contract
Major Maintenance Renovation Project - Sandalwood Elementary School
February 12, 2002

On January 28, 2002, seven (7) bids were received for the Major Maintenance Renovations at Sandalwood Elementary School, Bid #3DI-REN2-191A. This project consists primarily of installing a sprinkler system and a new fire alarm system. A summary of the bids is attached. Based on the bids received, the Department of Physical Facilities recommends an award of contract to Orfanos Contractors Inc., the lowest responsive bidder, in the amount of $1,008,000.00.

At this time, we are also requesting a 5% Change Order Allocation in the amount of $50,400.00 to cover any unforeseen conditions and minor changes to the contract, to be authorized and approved by the Building Committee in accordance with Board Policy.

Funding for this project is available from the Capital Budget Project #665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

Baltimore County Public Schools Renovation Program
Sandalwood Elementary School
Bid Number: 3DI-REN2-191A
Bid Due Date: January 28, 2002 @ 1:00 PM

	Bidder's Name						
	Orfanos Contractors, Inc.	Gladwynne Construction Co.	E. Pikounis Construction Co.	Chilmar Corporation	North Point Builders, Inc.	John E. Day Associates, Inc.	Phillips Way, Inc.
Base Bid Price:	**$1,008,000.00**	$1,098,000.00	$1,191,000.00	$1,164,000.00	$1,178,000.00	$1,179,000.00	$1,191,000.00

Sandalwood Elementary School Base Bid Includes: FINISHES: Replace selected corridor ceilings + EQUIPMENT: Replace cafeteria service-line equipment + LIFE SAFETY: Install sprinkler system; replace fire alarm system + ADA UPGRADES: Install new serving line with correct ADA clearances.

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Award of Contract - Major Maintenance Renovation Project at Seven Oaks Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction
Phillip E. Schied, Program Manager, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves an award of contract.

Major Maintenance Renovation Project at Seven Oaks Elementary School - Phase II School.

Appendix I - Recommendation for Award of Contract

Appendix I

Recommendation for Award of Contract
Major Maintenance Renovation Project - Seven Oaks Elementary School
February 12, 2002

On January 18, 2002, four (4) bids were received for the Major Maintenance Renovations at Seven Oaks Elementary School, Bid #3DI-REN2-207A. This project consists of additional electrical outlets, IT wiring and communication system upgrades at this school. A summary of the bids is attached. Based on the bids received, the Department of Physical Facilities recommends an award of contract to Chilmar Corporation, the lowest responsive bidder, in the amount of $442,000.00.

At this time, we are also requesting a 5% Change Order Allocation in the amount of $22,100.00 to cover any unforeseen conditions and minor changes to the contract, to be authorized and approved by the Building Committee in accordance with Board Policy.

Funding for this project is available from the Capital Budget Project #665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

Baltimore County Public Schools Renovation Program
Seven Oaks Elementary School
Bid Number: 3DI-REN2-207A
Bid Due Date: January 18, 2002 @ 3:00 PM

	Bidder's Name			
	Chilmar Corporation	Orfanos Contractors, Inc.	John E. Day Associates, Inc.	Phillips Way, Inc.
Base Bid Price:	**$392,000.00**	$405,000.00	$476,500.00	$480,000.00
Alternates:				
Alternate # 1: ***Provide a media retrieval system and all its components.***	**$50,000.00**	$57,000.00	$48,600.00	$48,000.00
Base Bid Plus Alternate # 1:	**$442,000.00**	$462,000.00	$525,100.00	$528,000.00

Seven Oaks Elementary School Base Bid Includes: ELECTRICAL: Install additional computer power outlets + IT: Install computer data wiring & network equipment; install video distribution system.

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Fee Acceptance - Design Services for Systemic Renovations at Dundalk Middle School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Fee Acceptance.

Design Services for Systemic Renovation Project at Dundalk Middle School - Phase III School.

Appendix I - Recommendation for Fee Acceptance

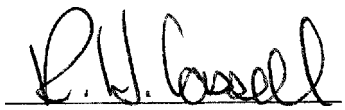
Appendix I

Fee Acceptance for Design Services for Systemic Renovations at
Dundalk Middle School
February 12, 2002

On December 4, 2002, the Board of Education granted approval for the Department of Physical Facilities to enter into negotiations with the firm of Kovacs, Whitney and Associates to provide consultant services for the systemic renovations planned for Dundalk Middle School. These services include the preparation of the design, construction documents, and assistance in the bidding phase of the project. The Department of Physical Facilities has negotiated a not-to-exceed fee of $600,000.00 with the consultant to provide these services.

At this time, the Department of Physical Facilities recommends acceptance of the negotiated fee with Kovacs, Whitney and Associates to provide the design services associated with the systemic renovation at Dundalk Middle School. Funding for these services is available from Capital Budget Project #665 - Major Maintenance.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Fee Acceptance - Design Services for Systemic Renovations at Franklin Middle School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Fee Acceptance.

Design Services for Systemic Renovation Project at Franklin Middle School - Phase III School.

Appendix I - Recommendation for Fee Acceptance

Appendix I

Fee Acceptance for Design Services for Systemic Renovations at
Franklin Middle School
February 12, 2002

On December 4, 2002, the Board of Education granted approval for the Department of Physical Facilities to enter into negotiations with the firm of EBL Engineering, LLC to provide consultant services for the systemic renovations planned for Franklin Middle School. These services include the preparation of the design, construction documents, and assistance in the bidding phase of the project. The Department of Physical Facilities has negotiated a fee of $375,828.53 with the consultant to provide these services.

At this time, the Department of Physical Facilities recommends acceptance of the negotiated fee with EBL Engineering, LLC to provide the design services associated with the systemic renovation at Franklin Middle School. Funding for these services is available from Capital Budget Project #665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph. D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Fee Acceptance - Design Services for Systemic Renovations at Parkville Middle School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Fee Acceptance.

Design Services for Systemic Renovation Project at Parkville Middle School - Phase III School.

Appendix I - Recommendation for Fee Acceptance

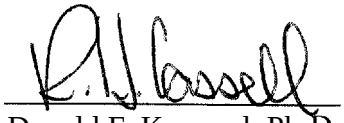
Appendix I

Fee Acceptance for Design Services for Systemic Renovations at
Parkville Middle School
February 12, 2002

On December 4, 2002, the Board of Education granted approval for the Department of Physical Facilities to enter into negotiations with the firm of Burdette, Koehler, Murphy and Associates to provide consultant services for the systemic renovations planned for Parkville Middle School. These services include the preparation of the design, construction documents, and assistance in the bidding phase of the project. The Department of Physical Facilities has negotiated a not-to-exceed fee of $798,795.01 with the consultant to provide these services.

At this time, the Department of Physical Facilities recommends acceptance of the negotiated fees with Burdette, Koehler, Murphy and Associates to provide the design services associated with the systemic renovation at Parkville Middle School. Funding for these services is available from Capital Budget Project #665 - Major Maintenance.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Fee Acceptance - Design Services for Systemic Renovations at Stemmers Run Middle School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Fee Acceptance.

Design Services for Systemic Renovation Project at Stemmers Run Middle School - Phase III School.

Appendix I - Recommendation for Fee Acceptance

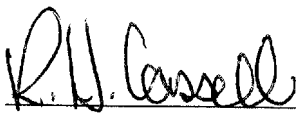
Appendix I

Fee Acceptance for Design Services for Systemic Renovations at
Stemmers Run Middle School
February 12, 2002

On December 4, 2002, the Board of Education granted approval for the Department of Physical Facilities to enter into negotiations with the firm of SRBR, Inc. to provide consultant services for the systemic renovations planned for Stemmers Run Middle School. These services include the preparation of the design, construction documents, and assistance in the bidding phase of the project. The Department of Physical Facilities has negotiated a not-to-exceed fee of $300,000.00 with the consultant to provide these services.

At this time, the Department of Physical Facilities recommends acceptance of the negotiated fee with SRBR, Inc. to provide the design services associated with the systemic renovation at Stemmers Run Middle School. Funding for these services is available from Capital Budget Project #665 - Major Maintenance.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Fee Acceptance - Design Services for Systemic Renovations at Golden Ring Middle School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Fee Acceptance.

Design Services for Systemic Renovation Project at Golden Ring Middle School - Phase III School.

Appendix I - Recommendation for Fee Acceptance

Appendix I

Fee Acceptance for Design Services for Systemic Renovations at
Golden Ring Middle School
February 12, 2002

On December 4, 2002, the Board of Education granted approval for the Department of Physical Facilities to enter into negotiations with the firm of GWWO Architects to provide consultant services for the systemic renovations planned for Golden Ring Middle School. These services include the preparation of the design, construction documents, and assistance in the bidding phase of the project. The Department of Physical Facilities has negotiated a fee of $384,202.00 with the consultant to provide these services.

At this time, the Department of Physical Facilities recommends acceptance of the negotiated fee with GWWO Architects to provide the design services associated with the systemic renovations at Golden Ring Middle School. Funding for these services is available from Capital Budget Project #665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph'D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Request to Negotiate - ADA Building Surveys at Various Schools

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction
John Damron, Special Assistant, Department of Physical Facilities

RECOMMENDATION

That the Board of Education approves a Request to Negotiate.

ADA Building Surveys - Various Schools.

Appendix I - Request to Negotiate

Appendix I

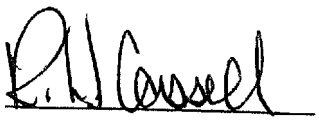
Request to Negotiate - ADA Building Surveys at Various Schools
February 12, 2002

The Department of Physical Facilities advertised for consultant services to perform building inspections to evaluate our current facilities against the Americans with Disabilities Act Accessibility Guidelines. The results of these surveys will be used to update the Transition Plan for providing access to all programs provided by Baltimore County Public Schools as well as serve as the basis for accessibility modifications required as part of future renovations. All procedures in the Board of Education's Policy and Rules, Section 3250 were followed to advertise, qualify, interview, and select the consultants.

In January 2002, the Qualification Committee met and reviewed the "expressions of interest" submitted by nine (9) consultants. This information was reviewed and graded with the Qualification Committee stating that three (3) qualified firms should be considered by the Selection Committee.

The Selection Committee met and discussed the Qualification Committee's report on January 25, 2002 and reviewed the "expression of interest" submitted by the three (3) qualified firms. The Selection Committee recommends that approval be granted to begin contract negotiations with three (3) consultants. The proposed consultants are as follows: URS Corporation, Rubeling & Associates, Inc., and Smolen Emr + Associates Architects.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Change Order - Walk-in Refrigerator I Freezer Replacement Project at Eleven Schools

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction
Randolph C. Smith, Architectural Coordinator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Change Order.

Walk-in Refrigerator / Freezer Replacement Project at Eleven Schools.

Appendix I - Recommendation for Approval of Change Order

Appendix I

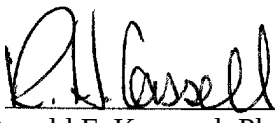
Recommendation for Approval of Change Order
Walk-in Refrigerator / Freezer Replacement Project at Eleven Schools
February 12, 2002

On June 12, 2001, the Board of Education approved an award of contract with RWC Contracting Corporation, Inc. in the amount of $1,138,000.00 to remove and replace the existing walk-in refrigerators / freezers at eleven schools. In order to complete this project, it has become necessary to furnish and install freezer air-curtains at ten of the locations.

The Department of Physical Facilities has received a proposal from the contractor in the amount of $15,678.88 to provide and install ten air curtains at freezer doors and associated electrical services. This price has been reviewed by our consultant and found reasonable. Based upon this review, we recommend approval of a change order in the amount of $15,678.88 with RWC Contracting Corporation, Inc. to furnish and install freezer air-curtains at ten schools.

Funding for this Change Order is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Request for Change Order - Major Maintenance Renovation Project at Chase Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Change Order Request.

Major Maintenance Renovation Project at Chase Elementary School - Phase I School.

Appendix I - Recommendation for Approval of Change Order

Appendix I

Recommendation for Approval of Change Order
Major Maintenance Renovation Project - Chase Elementary School
February 12, 2002

On March 13, 2001, the Board of Education approved an award of contract with Charles J. Frank, Inc. for the Major Maintenance Renovation Program at Chase Elementary School. In order to complete this project, it has become necessary to install new drywall ceiling in five classrooms in order to meet current fire codes. This additional work was not included in the original scope of work for this firm.

The Department of Physical Facilities has received a proposal from the contractor in the amount of $24,258.00 to complete the additional scope of work. This cost has been reviewed by our consultant for this project and negotiations are on-going. Based upon this review, we recommend approval of a change order in the not-to-exceed amount of $22,258.00 with Charles J. Frank, Inc. to complete the additional scope of work.

Funding for this Change Order is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Request for Change Order - Major Maintenance Renovation Project at Edmondson Heights Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Change Order Request.

Major Maintenance Renovation Project at Edmondson Heights Elementary School - Phase I School.

Appendix I - Recommendation for Approval of Change Order

Appendix I

Recommendation for Approval of Change Order
Major Maintenance Renovation Project -Edmondson Heights Elementary School
February 12, 2002

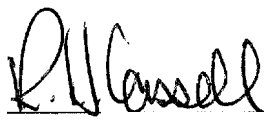
In order to complete the Major Maintenance Renovation Project at Edmondson Heights Elementary School, it has become necessary to incorporate additional electrical support for the new IT wiring. This additional work includes the provision and the installation of all necessary raceways, conduits, wiring, and power receptacles for a fully operational system. In order to complete this work, the Department of Physical Facilities requests approval to utilize one of our current on-call electrical contractors.

The Department of Physical Facilities has received a proposal from The Crown Electric Company to install the new wiring and power for the amount of $32,000.00. Our consultant has reviewed this cost and negotiations are on-going. Based upon this review, we recommend approval of a change order in the not-to-exceed amount of $32,000.00 with The Crown Electric Company.

In addition, it has become necessary for Net-Tech, Inc., the award contractor for the IT Communication Cabling for this school, to provide additional cabling. The Department of Physical Facilities has received a proposal fi-◊›i X'„„1-Tech, Inc. t◊ furnish and install additional cabling for the amount of $7,740,00. Our coi.,;uL<<mt has reviewed this cost and negotiations are on-going. Based upon this review, we reco, l . aic: _1 approval of a change order in the not-to-exceed amount of $7,740.00 with Net-Tech, Inc.

Funding for these Change Orders is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Approval of Change Order - Major Maintenance Renovation Project at Featherbed Lane Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Change Order.

Major Maintenance Renovation Project at Featherbed Lane Elementary School - Phase I School.

Appendix I - Recommendation for Approval of Change Order

Appendix I

Recommendation for Approval of Change Order
Major Maintenance Renovation Project - Featherbed Lane Elementary School
February 12, 2002

In order to complete the Major Maintenance Renovation Project at Featherbed Lane Elementary School, it has become necessary to incorporate additional electrical support for the new IT wiring. This additional work includes the provision and the installation of all necessary raceways, conduits, wiring, and power receptacles for a fully operational system. In order to complete this work, the Department of Physical Facilities requests approval to utilize one of our current on-call electrical contractors.

The Department of Physical Facilities has received a proposal from The Crown Electric Company to install the new wiring and power for the amount of $49,000.00. Our consultant has reviewed this cost and negotiations are on-going. Based upon this review, we recommend approval of a change order in the not-to-exceed amount of $49,000.00 with The Crown Electric Company.

In addition, it has become necessary for Systcom, Inc., the award contractor for the IT Communication Cabling for this school, to provide additional cabling. The Department of Physical Facilities has received a proposal from Systcom, Inc. to furnish and install additional cabling for the amount of $3,024.00. Our consultant has reviewed this cost and negotiations are on-going. Based upon this review, we recommend approval of a change order in the not-to-exceed amount of $3,024.00 with Systcom, Inc.

Funding for these Change Orders is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Approval of Change Order - Major Maintenance Renovation Project at Hawthorne Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Change Order Request.

Major Maintenance Renovation Project at Hawthorne Elementary School - Phase I School.

Appendix I - Recommendation for Approval of Change Order

Appendix I

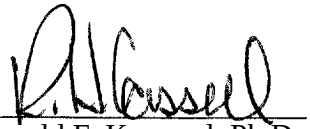
Recommendation for Approval of Change Order
Major Maintenance Renovation Project - Hawthorne Elementary School
February 12, 2002

As part of the Major Maintenance Renovation Project at Hawthorne Elementary School, additional asbestos removal, decontamination, and remediation work was required to complete this renovation project. In addition, associated construction and repairs were required. The additional asbestos work included the removal of pipe insulation, broken windows, acoustical wall tiles, ceiling tiles, floor tiles and mastic; partial crawlspace remediation; remediation of contaminated exterior wall penetrations; decontamination and disposal of contaminated supplies and equipment; demolition and disposal of contaminated wall sections; and construction of air-tight enclosures on pipe chases containing inaccessible asbestos-containing materials. The associated construction work included the installation of ceilings, light fixtures, bulkheads, wall sections, electrical outlets, window panels, floor tiles, as well as finishing and painting.

The additional asbestos abatement and associated construction work was completed on a time and materials basis by A-L Abatement, Inc. (a BCPS on-call contractor, Bid #3-332-00) for a total cost of $130,900.00. These costs have been reviewed by our consultant for this project and were found reasonable. Based upon this review, we recommend approval of payment to A-L Abatement, Inc. of the amount of $130,900.00 for the asbestos abatement and associated construction work.

Funding for this project is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Request for Change Order - Major Maintenance Renovation Project at Owings Mills Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Change Order Request.

Major Maintenance Renovation Project at Owings Mills Elementary School - Phase I School.

Appendix I - Recommendation for Approval of Change Order

Appendix I

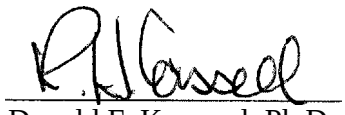
Recommendation for Approval of Change Order
Major Maintenance Renovation Project - Owings Mills Elementary School
February 12, 2002

On June 12, 2001, the Board of Education approved an award of contract with Net-Tech, Incorporated to perform work under the Major Maintenance Renovation Program at Owings Mills Elementary School. In order to complete this project, it has become necessary to incorporate the electrical support necessary for the new IT work. This includes the provision and the installation of all necessary raceways, conduits, wiring, and power receptacles for an operational system. This additional work was not included in the original scope of work for this firm.

The Department of Physical Facilities has received a proposal from the contractor in the amount of $43,557.00 to complete the additional scope of work. This cost has been reviewed by our consultant for this project and negotiations are on-going. Based upon this review, we recommend approval of a change order in the not-to-exceed amount of $43,557.00 with Net-Tech Inc. to provide the electrical support for the new IT work to meet State standards.

Funding for this Change Order is available from Capital Budget Project #665 - Major Maintenance.

APPROVED:



Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Request for Change Order - Design Services for Major Maintenance Renovation Project at Timonium Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a Change Order Request.

Design Services for Major Maintenance Renovation Project at Timonium Elementary School - Phase I School.

Appendix I - Recommendation for Approval of Change Order

Appendix I

Recommendation for Approval of Change Order
Major Maintenance Renovation Project - Timonium Elementary School
February 12, 2002

On May 16, 2000, the Board of Education approved a negotiated fee with Gannett Fleming, Inc. to provide design services under the Major Maintenance Renovation Program at Timonium Elementary School. In order to complete this project, it has become necessary to provide additional design services to provide electrical re-circuiting drawings for IT coordination.

The Department of Physical Facilities has received proposals from the consultant in the amount of $3,401 to complete the additional scope of work. This fee has been reviewed by 3D/International. Based upon this review, we recommend approval of a change order in the amount of $3,401 with Gannett Fleming, Inc. to provide additional design services to complete electrical re-circuiting drawings for IT coordination.

Funding for this Change Order is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Request to Increase Contingency Authorizations for Major Maintenance Renovation Projects at Owings Mills Elementary School

ORIGINATOR: J. Robert Haines, Deputy Superintendent of Business Services

RESOURCE PERSON(S): Donald F. Krempel, Ph.D., Executive Director, Department of Physical Facilities
Richard Cassell, Administrator, Office of Engineering and Construction

RECOMMENDATION

That the Board of Education approves a request to increase the Contingency Authorizations for Owings Mills Elementary School

Major Maintenance Renovation Project at Owings Mills Elementary School - Phase I School.

Appendix I - Recommendation for Increase Contingency Authorization.

Appendix I

Recommendation for Approval of Request to Increase Contingency Authorizations for Major Maintenance Renovation Projects at Owings Mills Elementary School
February 12, 2002

On June 12, 2001, the Board of Education approved an award of contract with Net-Tech, Inc. to perform IT Communication Cabling under the Major Maintenance Renovation Program at Owings Mills Elementary School. In order to complete this project, it has become necessary to increase the contingency authorizations above the original 5%. The specific amount and resulting percentage is attached.

The Department of Physical Facilities recommends approval of these increased authorities. Funding for this increased contingency allocation is available from Capital Budget Project # 665 - Major Maintenance.

APPROVED:

Donald F. Krempel, Ph.D.
Executive Director

School	BID #	Board Approval Date	Contract Award Amount	Original Contingency Amount ($)	Increase Contingency Amount ($)	Total Contingency Amount (%)
Owings Mills	3DI-IT-10R-05-01	12-Jun-00	$157,000.00	$7,850.00	$35,000.00	27.29%

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: **February 12, 2002**

TO: **BOARD OF EDUCATION**

FROM: **Dr. Joe A. Hairston, Superintendent**

SUBJECT: **Senate Bill 336 (House Bill 544) Education – Baltimore County Unit Composition – Certificated and Non-Certificated Employees**

ORIGINATOR: **George P. Poff, Jr., Assistant to the Superintendent, Governmental Relations**

RESOURCE PERSON(S): **Randall D. Grimsley, Executive Director, Human Resources**
Carol Saffran-Brinks, Esq., Assistant County Attorney

RECOMMENDATION

That the Board of Education support Senate Bill 336 (House Bill 544) Education – Baltimore County Unit Composition – Certificated and Non-Certificated Employees.

*****

Clarification of the rights of certificated and non-certificated professionals defined in the Baltimore County section of the statewide collective bargaining law.

Appendix I – Recommendation for Approval of SB 336
Appendix II – Senate Bill 336
Appendix III – Key School Legislation, Current Status of Legislation that the Board previously supported or opposed.

Appendix I

Recommendation for Approval of SB 336 (HB 544)
February 12, 2002

SB 336 (HB 544) Education – Baltimore County Unit Composition – Certificated and Non-certificated Employees

Under current provisions of the collective bargaining law pertaining to "certificated employees," Baltimore County may have no more than three units.

Pursuant to the law, "the public school employer shall determine the composition of the unit." We have one unit composed of teachers, one of elementary and special education school nurses, and a third comprised of administrative and supervisory personnel.

This legislation, proposed by the CASE organization, would codify the composition of that unit to correspond to prior action of the Board of Education of Baltimore County in recognizing a bargaining unit comprised of both certificated and non-certificated personnel.

The sponsor of the bill, Senator Michael Collins, held the bill last year when the fact was raised that though the unit is comprised of administrators, whose jobs require professional educational certification, and others, whose jobs do not (Facilities' supervisors being an example), that the rights under Board Policy for professional personnel were not intended to pertain to administrators whose jobs do not require certification.

Since the 2001 Legislative Session, with the understanding of the sponsor and the superintendent, CASE representatives, and staff have worked to develop language to clarify those concerns. That new language appears as lines 19 and 20 on the last page of the bill.

The superintendent recommends Board support of SB 336 (HB 544).

APPROVED:

George P. Poff, Jr.
Assistant to the Superintendent

SENATE BILL 336

Unofficial Copy 2002 Regular Session
F3 2lr1984
SB 253/01 - EEA CF 2lr2410

By: **Senator Collins**
Introduced and read first time: January 28, 2002
Assigned to: Education, Health, and Environmental Affairs
Reassigned: Finance, January 29, 2002

A BILL ENTITLED

AN ACT concerning

Education - Baltimore County - Public School Employees

FOR the purpose of altering the definition of "public school employee" as it applies to provisions that relate to organizations of employees in Baltimore County; authorizing a public school employer in Baltimore County to designate a certain unit comprised of certain employees; establishing a certain unit of certain employees; providing for the retroactive application of this Act; providing that this Act may not be construed to confer certain rights on certain employees; and generally relating to organizations for public school employees in Baltimore County.

BY repealing and reenacting, with amendments,
Article - Education
Section 6-401, 6-404, and 6-505
Annotated Code of Maryland
(2001 Replacement Volume)

BY repealing and reenacting, without amendments,
Article - Education
Section 6-501
Annotated Code of Maryland
(2001 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Education

6-401.

(a) In this subtitle the following words have the meanings indicated.

(b) "Employee organization" means an organization that:

(1) Includes certificated employees of a public school employer or individuals of equivalent status in Baltimore City; and

(2) Has as one of its main purposes the representation of the employees in their relations with that public school employer.

(c) (1) "Home and hospital teacher" means a teacher employed by a public school employer to provide instructional services to a public school student who is unable to function effectively in the classroom setting due to the student's medical, physical, or emotional condition.

(2) A home and hospital teacher may teach in:

(i) A private home;

(ii) A hospital;

(iii) A therapeutic center;

(iv) A school; or

(v) Any other appropriate site.

(d) (1) "Public school employee" means a certificated professional individual who is employed by a public school employer or an individual of equivalent status in Baltimore City, except for a county superintendent or an individual designated by the public school employer to act in a negotiating capacity as provided in § 6-408(b) of this subtitle.

(2) In Montgomery County, "public school employees" include:

(i) Certificated and noncertificated substitute teachers employed by the public school employer for at least 7 days before March 1 of the school fiscal year ending June 30, 1978, and each year after; and

(ii) Home and hospital teachers employed by the public school employer for at least 7 days before March 1 of the school fiscal year ending June 30, 2000, and each year after.

(3) In Baltimore County, "public school employee" includes:

(I) [a] A secondary school nurse, an elementary school nurse, and a special school nurse; AND

(II) PROFESSIONAL AND ADMINISTRATIVE EMPLOYEES, INCLUDING CERTIFICATED AND NONCERTIFICATED EMPLOYEES, AND SUPERVISORY EMPLOYEES AS DEFINED UNDER § 6-501 OF THIS TITLE.

(4) In Frederick County, "public school employee" includes a social worker employed by a public school employer.

(e) "Public school employer" means a county board of education or the New Baltimore City Board of School Commissioners.

6-404.

(a) Each public school employer shall designate, as provided in this subtitle, which employee organization, if any, shall be the exclusive representative of all public school employees in a specified unit in the county.

(b) (1) Except as provided in paragraph (2) of this subsection, the public school employer shall determine the composition of the unit in negotiation with any employee organization that requests negotiation concerning the composition of the unit.

(2) In Baltimore County, the public school employer may designate a separate unit comprised of all registered nurses employed by the county in elementary schools or special schools AND A SEPARATE UNIT COMPRISED OF PROFESSIONAL AND ADMINISTRATIVE EMPLOYEES, INCLUDING CERTIFICATED AND NONCERTIFICATED EMPLOYEES, AND SUPERVISORY EMPLOYEES AS DEFINED UNDER § 6-501 OF THIS TITLE.

(c) (1) Except as provided in paragraph (2) of this subsection, there may not be more than two units in a county.

(2) In Baltimore County, there may not be more than three units, provided that one unit consists of elementary and special school nurses AND ONE UNIT CONSISTS OF PROFESSIONAL AND ADMINISTRATIVE EMPLOYEES, INCLUDING CERTIFICATED AND NONCERTIFICATED EMPLOYEES, AND SUPERVISORY EMPLOYEES AS DEFINED UNDER § 6-501 OF THIS TITLE.

(d) All eligible public school employees shall:

(1) Be included in one of these units; and

(2) Have the rights granted in this subtitle.

6-501.

(a) In this subtitle the following words have the meanings indicated.

(b) "Confidential employee" includes an individual whose employment responsibilities require knowledge of the public school employer's posture in the collective negotiation process, as determined by the public school employer in negotiations with an employee organization that requests negotiation on this issue.

(c) "Employee organization" means an organization that:

(1) Includes noncertificated employees of a public school employer; and

(2) Has as one of its main purposes the representation of the employees in their relations with that public school employer.

(d) "Management personnel" includes an individual who is engaged mainly in executive and managerial functions, as determined by the public school employer in negotiation with an employee organization that requests negotiation on this issue.

(e) "Noncertificated employee", in Montgomery County, means only a full-time employee.

(f) (1) "Public school employee" means a noncertificated individual who is employed for at least 9 months a year on a full-time basis by a public school employer.

(2) "Public school employee" includes a noncertificated employee in Baltimore City notwithstanding that the noncertificated employee does not work for at least 9 months a year on a full-time basis.

(3) "Public school employee" does not include:

(i) Management personnel;

(ii) A confidential employee; or

(iii) Any individual designated by the public school employer to act in a negotiating capacity as provided in § 6-510(b) of this subtitle.

(g) (1) "Public school employer" means the county board in each county except:

(i) Somerset;

(ii) Wicomico; and

(iii) Worcester.

(2) "Public school employer" includes the New Baltimore City Board of School Commissioners.

(h) "Supervisory employee" includes any individual who responsibly directs the work of other employees, as determined by the public school employer in negotiation with an employee organization that requests negotiation on this issue.

6-505.

(a) (1) Each public school employer may designate, as provided in this subtitle, which employee organization, if any, shall be the exclusive representative of all public school employees in a specified unit in the county.

(2) In Baltimore City, Garrett County, and Frederick County, the public school employer shall designate, as provided in this subtitle, which employee organization, if any, shall be the exclusive representative of all public school employees in a specified unit in the county.

(b) The public school employer shall determine the composition of the unit in negotiation with any employee organization that requests negotiation concerning the composition of the unit.

(c) (1) [There] EXCEPT AS PROVIDED IN § 6-404(B) AND (C) OF THIS TITLE, THERE may not be more than three units in a county and a unit may not include both supervisory and nonsupervisory employees.

(2) If a county has more than three recognized units and, as of July 1, 1974, the units have exclusive representation for collective negotiations, these units may continue as negotiating units.

(d) (1) All eligible public school employees shall:

(i) Be included in one of these units; and

(ii) Have the rights granted in this subtitle.

(2) Except for an individual who is designated as management personnel or a confidential employee under this subtitle, each public school employee is eligible for membership in one of the negotiating units.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed retroactively and shall be applied to and interpreted to affect all actions of the Baltimore County School Board on or after January 1, 1994.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act may not be construed to confer rights arising from certification on noncertificated employees.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2002.

Appendix III

KEY SCHOOL LEGISLATION
February 12, 2002

HB 15 Education – Teacher Salary Signing Bonus – Eligibility Requirements
This bill would alter the eligibility requirement for the teacher-signing bonus to require a grade point average of at least 3.6 on a 4.0 scale or its equivalent from an accredited institution of higher education. Would further increase the teacher salary-signing bonus from the current $1,000 to $3,000. Would also alter the amount the teacher must reimburse the State if the teacher fails to met the three-year commitment from $1,000 to $3,000. This enhancement of the existing program is an added incentive to recruitment.

The Board supports HB 15.

HB 51 Education – State Stipends – Eligibility of Library Media Specialists and Reading Specialists
This bill would alter the definition of classroom teacher to include library media specialists and reading specialists to grant library media specialists and reading specialists eligibility to receive specific State stipends.

The Board supports HB 51.

SB 153 Education – Full-Day Kindergarten and Half-Day Pre-Kindergarten Program – Establishment
By the 2007-2008 school year, each county board would be required to establish full-day kindergarten programs in that county. The State Board shall adopt regulations to phase in the implementation by the 2007-2008 school year. Would repeal the exemption for kindergarten programs from requirements for minimum days or hours of operation.

Would require the Governor to include $5 million in the State budget for fiscal years 2004 through 2008 for the establishment of half-day pre-kindergarten programs in each local school system in the State for 4-year-old children who are potentially at risk of failing in school. The school systems may contract with a private provider for the operation of the half-day pre-kindergarten programs, provided that the programs comply in all respects with the laws and regulations governing early childhood and extended elementary education programs.

The Board has voiced its strong support of full-day and pre-kindergarten programs and has expressed that position in a Board Resolution.

The Board has testified in support of the Thornton Commission's Recommendations, which include these provisions. This legislation is expected to be filed in the near future.

SB 169 Teachers' Retirement and Pension Systems – Reemployment of Retired Personnel

This legislation expands the category of employees who may retire and be rehired by a board of education without a penalty in their retirement benefit by adding assistant principals and guidance counselors. If passed, this legislation offers local boards additional staffing options in areas of shortage.

The Board supports SB 169.

SB 186 (HB 701) Education – Children in Out-of-County Living Arrangements – Informal Kinship Care

This legislation would alter the current residency or "domicile" law governing student enrollment. Residency with a guardian would be expanded to be defined as a "relative who exercises care, custody, and control over the child 24 hours a day and 7 days a week" to be referred to as "informal kinship care." Serious family hardships, upon which a superintendent "SHALL" admit a child, are defined. Verification of said "kinship care" is achieved through submission of an affidavit specified in the bill and cites penalties for fraudulent use and notes the superintendent will remove the subject child.

The bill as presented requires no substantiation of the hardships cited, only the presentation of the affidavit.

Staff recommends that the presenter of the affidavit be required to present some evidence of the hardship as a companion requirement for admission, for instance, in the case of the death of a parent of the child, a copy of the death certificate.

The Board recommends that the affidavit language be amended to require supporting documentation of one or more of the hardships in paragraph (c)(IV) of the new language proposed for Section 7-101. If this is not attainable, the "SHALL" in line 22 of page 3 of the bill must be changed to the word "MAY." If some standards of verifiable hardship are not in place, the potential to a return to the conditions that preceded the "domicile" law are significant.

SB 233 (HB 290) Education – Negotiations Between Public School Employers and Employee Organizations

This Administration Bill, through a few brief amendments to current law, completely revises the scope of what may be bargained and negates the role and decisions of the State Board of Education as the arbiter of school labor issues in Maryland. The language, "A PUBLIC SCHOOL EMPLOYER MAY NOT NEGOTIATE ANY MATTER THAT IS PRECLUDED BY APPLICABLE LAW," would have the converse effect of allowing

the many items, declared illegal subjects of bargaining by the State Board, to be bargained. As they are not precluded by "law" but rather by Board decisions, issues such as class size and calendar would be on the table. This safeguard of the scope of collective bargaining being vested with the lay citizen leadership of a State Board of Education is a cornerstone of Maryland education governance.

Additionally, this bill includes language that would allow, in the non-certification section of the law, that the substance of discipline and discharge be an item of bargaining. If it were to be bargained, and a case were at hand, present binding grievance law would allow a third party to decide the discipline or lack thereof that we could enforce.

The Board opposes SB 233(HB 290).

AA

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 12, 2002

TO: BOARD OF EDUCATION

FROM: Dr. J. Hairston, Superintendent

SUBJECT: Revision of Superintendent's Rule 5420

ORIGINATOR: Christine M. Johns, Deputy Superintendent of Curriculum and Instruction

RESOURCE PERSON(S): Dr. Donald Mohler, Executive Director for Student Support Services
Ms. Michele Prumo, Coordinator for Health Services

INFORMATION

That the Board of Education receive as an information item an update to Superintendent's Rule 5420, Health Services.

The changes to the rule reflect current practice in the Baltimore County Public Schools. The changes not only reflect current practice, but also include the right of the Health Department to exclude students from school who, due to a communicable disease (such as tuberculosis), cannot attend school.

DIM/dim
Appendix I - Superintendent's Rule 5420

5420

STUDENTS: Services to Students

Health Services

1. Physical Examination

A physical examination by a student's usual source of health care is required upon entering Maryland's public schools for the first time. A physical examination is requested but not required upon entering middle school.

2. Health Appraisal

A health appraisal shall be done by the registered nurse-school nurse on all students who have identified health problems in order to institute measures to prevent these problems from interfering with learning.

3. Dental Examination

A dental examination is requested of all students in kindergarten and grade[s] 6 [and 9].

4. Immunization COMPLIANCE

Immunization requirements must be met by all students at school entry. [but no later than twenty (20) calendar days after entering school.] STUDENTS LACKING PROOF OF AGE APPROPRIATE IMMUNIZATIONS MAY BE TEMPORARILY ADMITTED FOR UP TO 20 CALENDAR DAYS. FAILURE TO COMPLY WITH IMMUNIZATIONS REQUIREMENTS WILL RESULT IN THE STUDENTS' WITHDRAWAL FROM BALTIMORE COUNTY PUBLIC SCHOOLS UNTIL THE REQUIREMENTS ARE MET.
ONLY STUDENTS WITH DOCUMENTED RELIGIOUS OR MEDICAL EXEMPTIONS MAY ENTER AND REMAIN IN SCHOOL WITHOUT THE REQUIRED IMMUNIZATIONS.

Hearing and Vision Screening

Hearing and vision screening tests are [conducted at preschool registration and] REQUIRED for all students IN THE YEAR THEY ENTER SCHOOL FOR THE FIRST TIME [enrolled in pre-kindergarten] AND in kindergarten, grades 3, 5 and 8. THESE SCREENINGS ARE CONDUCTED by technicians from the Baltimore County Department of Health. Any student who is suspected of having a possible hearing or vision problem is screened regardless of grade. [Students in special education classes (k-8) are screened annually.] The registered nurse-school nurse [is responsible for] COLLABORATES WITH THE BALTIMORE COUNTY DEPARTMENT OF HEALTH TO ENSURE PROPER follow-up of

students who fail the screenings. Color screening tests are included in the program for students [in grade 5] ENTERING KINDERGARTEN.

5. Scoliosis Screening

Scoliosis screening is required for all female students in grade 6 and male students in grade 8. The registered nurse-school nurse is responsible for coordinating this program [with the physical education department] and for the screening process, referral, and follow-up of students who fail the screening.

Medications for Students While in School

The administration of medications to students while in school is the sole responsibility of the registered nurse-school nurse. The REGISTERED NURSE-school nurse, in collaboration with the principal, shall formulate a plan for medication administration when the nurse or substitute nurse is unavailable. This plan must be in accordance with Board of Nursing Regulations, the State School Health Standards (COMAR 13A.05.05.05-15), and Baltimore County Public Schools procedures.

All prescription and non-prescription medication needed TO BE ADMINISTERED IN SCHOOL on a regular basis [must be accompanied by] REQUIRES a written order signed by a physician/nurse practitioner/dentist. Parental consent for administering the medication [must accompany the physician order] SHOULD BE OBTAINED.

In accordance with Board of Nursing Regulations and under the authority of the Baltimore County Department of Health, the registered nurse-school nurse may implement the appropriate nursing protocols in response to students' health needs, which may include the administration of medication from a formulary of approved discretionary drugs. Parental consent is required for administration of all medications, both prescribed and discretionary.

7. Communicable Diseases

Any knowledge of a case or a suspected case of communicable disease shall be reported to the principal and the registered nurse-school nurse who shall determine if the communicable disease is reportable according to state regulations. IF THE REGISTERED NURSE-SCHOOL NURSE DETERMINES - THAT THE COMMUNICABLE DISEASE IS REPORTABLE, THE OFFICE OF HEALTH SERVICES, BALTIMORE COUNTY PUBLIC SCHOOLS WILL BE NOTIFIED. THE OFFICE OF HEALTH SERVICES WILL MAKE THE REPORT TO THE BALTIMORE COUNTY DEPARTMENT OF HEALTH, BUREAU OF DISEASE CONTROL. [The Baltimore County Department of

Health's Division of Disease Control shall be notified of any reportable communicable diseases in compliance with Title 18 of the Health General Article, Annotated Code of Maryland. Notification of parents in the community shall only take place when directed by the Division of Disease Control, Baltimore County Department of Health.] THE BUREAU OF DISEASE CONTROL SHALL MAKE THE DECISION ON WHETHER STUDENT(S) NEED TO BE EXCLUDED DUE TO THE DISEASE. THE BUREAU OF DISEASE CONTROL, OFFICE OF HEALTH SERVICES, AND THE SCHOOL PRINCIPAL WILL COLLABORATE ON ANY DECISIONS REGARDING ANY DISEASE-RELATED INTERVENTIONS, INCLUDING COMMUNITY NOTIFICATION.

Legal References: Education Article 7-401
School Health Standards: COMAR 13A.05.05.05-15
Communicable Diseases: COMAR 10.06.01

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